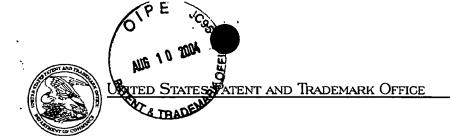
PTO/SB/21 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE perwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/765,299 Filing Date TRANSMITTAL January 26, 2004 First Named Inventor **FORM** Gregory M. LANZA Art Unit 1614 (to be used for all correspondence after initial filing) **Examiner Name** Not Yet Assigned Attorney Docket Number Total Number of Pages in This Submission 532512001000 ENCLOSURES (Check all that apply) After Allowance Communication Fee Transmittal Form (1 page + Drawing(s) to Group duplicate for fee processing) Appeal Communication to Board of Fee Attached Licensing-related Papers Appeals and Interferences Appeal Communication to Group Amendment/Reply Petition (Appeal Notice, Brief, Reply Brief) Petition to Convert to a After Final **Proprietary Information Provisional Application** Power of Attorney, Revocation Affidavits/declaration(s) Status Letter Change of Correspondence Address Other Enclosure(s) (please x Extension of Time Request (1 page) **Terminal Disclaimer** identify below): **Declaration for Patent Application Express Abandonment Request** Request for Refund Copy of Notice to File Missing Parts Information Disclosure Statement CD, Number of CD(s) of Nonprovisional Application (2 pages) Certified Copy of Priority Return Receipt Postcard Document(s) Remarks Response to Missing Parts/ Incomplete Application Customer No. 25225 Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm **MORRISON & FOERSTER LLP** Kate H. Murashige - 29,959 Individual name att & Mussly Signature Date August 6, 2004

rrespondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the Signature:



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APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/765.299

01/26/2004

Gregory M. Lanza

532512001000

**CONFIRMATION NO. 9201** 

25225 MORRISON & FOERSTER LLP 3811 VALLEY CENTRE DRIVE SUITE 500

SAN DIEGO, CA 92130-2332

FORMALITIES LETTER \*OC000000012508291\*

Date Mailed: 05/03/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

## **Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

## **SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$65 for a Small Entity

• \$65 Late oath or declaration Surcharge.

Replies should be mailed to:

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